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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Jackson, Robertson, Kenche, Thompson, and Prabakaran**

Serial No.: 10/522,777

Group Art Unit: 1625

Filed: July 6, 2006

Examiner: **Bernard I. Dentz**

Confirmation No.: 1694

Title: **Inhibition Of Phosphoinositide 3-Kinase Beta**

Filed by EFS Web

**Mail Stop Amendment**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO THE RESTRICTION REQUIREMENT**

The present Response is filed in regard to the Restriction Requirement mailed November 5, 2007 in regard to the above-identified patent application. The period for responding to the Office Action has been extended, by enclosure of a petition and fee, to and through January 5, 2008.

The Examiner has restricted claims 1-9, 14, 19-21, and 26-30 into six groups.

**Applicants elect Group I, containing claims 21 and 26 drawn to “morpholino substituted compounds.”**

The Examiner asserts that claims 27-30 are not grouped in the Restriction Requirement because they “recite a wide range of not enabled diseases” and that Applicants “should select a single enabled disease.” See page 2 of the Restriction Requirement. As a preliminary matter, Applicants submit that the diseases and conditions recited in claims 27-30 are sufficiently enabled. Solely to advance prosecution, however, **Applicants select cardiovascular disease as the elected species.**

Applicants submit that the present response is complete and complies with the requirements of 35 U.S.C. §121. In addition, Applicants submit that, at a minimum, claims 21 and 26-30 must be considered in the present application without restriction.

The Commissioner is hereby authorized to debit any underpayment of fee due or credit any overpayment to Deposit Account No. 50-0436.

Respectfully submitted,

/Paul K. Legaard, Reg.# 38534/

Paul K. Legaard, Ph.D.

Date: **21 December 2007**

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